

## A P P E A R A N C E S:

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NEW YORK CITY LAW DEPARTMENT  
OFFICE OF CORPORATION COUNSEL  
Attorneys for Defendant  
THE CITY OF NEW YORK  
100 Church Street  
New York, New York 10007

BY: SUZANNA PUBLICKER METTHAM, ESQ.

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Attorneys for Defendant  
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2001 Marcus Avenue  
Lake Success, New York 11042  
BY: BRIAN LEE, ESQ.

(Continued.)

(Continued.)

CALLAN, KOSTER, BRADY & BRENNAN, LLP  
Attorneys for Defendant

DR. LILIAN ALDANA-BERNIER  
One Whitehall Street  
New York, New York 10004

BY: PAUL CALLAN, ESQ.

MARTIN CLEARWATER & BELL, LLP  
Attorneys for Defendant  
JAMAICA HOSPITAL MEDICAL CENTER

220 East 42nd Street  
New York, New York 10017  
BY: GREGORY J. RADOMISLI, ESQ.

Also Present: Magdalena Bauza

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1 S T I P U L A T I O N S :

2 IT IS HEREBY STIPULATED AND AGREED by  
3 and between the attorneys for the respective  
4 parties hereto, that this examination may be  
5 sworn to before any Notary Public.

6  
7 IT IS FURTHER STIPULATED AND AGREED  
8 that the filing and certification of the said  
9 examination shall be waived.

10  
11 IT IS FURTHER STIPULATED AND AGREED  
12 that all objections to questions, except as to  
13 the form of the question, shall be reserved  
14 for the time of trial.

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MR. RADOMISLI: Pursuant to federal rules we reserve the right to review and correct the deposition transcript.

MR. SMITH: We are going on the record, it's 10:24 and we're going to begin the deposition of Ms. Marquez.

THE WITNESS: Yes.

MR. SMITH: At my office 111 Broadway. It's the 14th of May. I have an E-mail from Shoni, S-h-o-n-i, Williams, saying that she is Mr. Paul Callan's secretary and he is going to be a little late and we can start without him and so based that we are going to go ahead and do that.

Would you mind swearing in the witness, please.

J E S S I C A M A R Q U E Z, a Witness herein, having been first duly sworn by a Notary Public within and for the State of New York, was examined and testified as follows:

1 JESSICA MARQUEZ

2 EXAMINATION BY

3 MR. SMITH:

4

5 Q. Will you state your name and  
6 address for the record, please.

7 A. Jessica Marquez, 5901 Central  
8 Avenue, second floor, Glendale, New York  
9 11385.

10 Q. Is that a work or home address?

11 A. Home address.

12 Q. Good morning, Ms. Marquez. My  
13 name is Nathaniel Smith. I represent Adrian  
14 Schoolcraft. He has brought a lawsuit  
15 against several parties pertaining to a lot  
16 of things and I am going to ask you some  
17 questions this morning and maybe for a part  
18 of this afternoon and there is a few ground  
19 rules I just want to go over with you. I'm  
20 sure your counsel has discussed them with  
21 you, but I just want to make sure that some  
22 of the basic fundamentals are clear; okay?

23 A. Yes.

24 Q. The first thing is that if I ask  
25 you a question and you're not sure what I am

Page 7

1 JESSICA MARQUEZ

2 asking you or you're not sure what the  
3 question means or if there's anything about  
4 that you're not sure about, please let me  
5 know; okay?

6 A. Okay.

7 Q. Because you've just been sworn  
8 to tell the truth --

9 A. Right.

10 Q. -- and it's important for you  
11 and for me and for the record, for everybody  
12 else that the record be clear and that we  
13 get accurate and clear information from you;  
14 okay?

15 A. Yes.

16 Q. All right, so I will repeat  
17 myself, if there's anything that's unclear  
18 about my questions, let me know and I will  
19 rephrase it.

20 A. Okay.

21 Q. If I can; okay?

22 A. Hmm-mm.

23 Q. You have ever been deposed  
24 before?

25 A. Yes.

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JESSICA MARQUEZ

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MR. LEE:

Q. I'm Brian Lee, I represent Dr. Isakov. When you get to the hospital, this report marked as Exhibit 125, is given to the triage nurse?

A. Yes.

Q. And did you provide any information to the triage nurse, other than the information contained on this form?

A. No.

Q. Did you speak to any other nurse or any other medical personnel about Mr. Schoolcraft?

A. Just the registrar, so that they could register him into the system for the triage nurse.

Q. Did you provide any information about the incident at Mr. Schoolcraft's home?

A. No.

Q. Did you ever speak with a Dr. Isakov about Mr. Schoolcraft?

A. No.

Q. Did you ever speak with Dr.

Page 1

**CERTIFIED  
TRANSCRIPT**

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK

3 -----X  
4 ADRIAN SCHOOLCRAFT,  
5 Plaintiff,

6 Case No:  
7 - against - 10 CV 06005

8 THE CITY OF NEW YORK, ET AL.,  
9 Defendants.

10 -----X  
11 111 Broadway  
12 New York, New York

13 May 15, 2014  
14 10:28 a.m.

15  
16 DEPOSITION OF SALVATORE SANGENITI, pursuant to  
17 Notice, taken at the above place, date and  
18 time, before DENISE ZIVKU, a Notary Public  
19 within and for the State of New York.  
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Q. This is the videotaped deposition of Sal Sangeniti.

A. Yes.

MR. SMITH: And we are at the my office at 111 Broadway. It's May 15, 2014.

MR. RADOMISLI: I just want to state pursuant to the Federal Rules, we reserve the right to review and correct the deposition transcript and also, it's a videotaped deposition. The deposition just happens to be you're videotaping it.

MR. SMITH: Right. Understood. I am videotaping the deposition and the court reporter is here taking the deposition.

Would you mind swearing in the witness.

S A L V A T O R E S A N G E N I T I, a Witness herein, having been first duly sworn by a Notary Public within and for the State of New York, was examined and testified as follows:

1 S. SANGENITI

2 EXAMINATION BY

3 MR. SMITH:

4

5 Q. Will you state your name and  
6 address for the record, please.

7 A. Salvatore Sangeniti,  
8 S-a-n-g-e-n-i-t-i and the address 8 Vining,  
9 "V" as in Victor, i-n-i-n-g, Street and  
10 that's in Centereach, C-e-n-t-e-r-e-a-c-h,  
11 New York 11720.

12 Q. Centereach is -- where is that?

13 A. Suffolk County.

14 Q. Suffolk County?

15 A. In the town of Brookhaven.

16 Q. Good morning.

17 A. Good morning.

18 Q. My name is Nathaniel Smith, I  
19 represent Officer Adrian Schoolcraft in a  
20 lawsuit he's brought against several  
21 defendants relating to some events that  
22 occurred before, after and on October 31,  
23 2009.

24 I am going to be asking you some  
25 questions this morning and there is a few

1 S. SANGENITI

2 rules I just want to go over with you before  
3 we start; okay?

4 A. Hmm-mm.

5 Q. One of the rules is that it's  
6 best that you answer a question with a yes  
7 or a no, because an uh-huh, uh-uh or a nod  
8 of the head can be ambiguous and you don't  
9 want to be ambiguous, because you're under  
10 oath; okay?

11 A. Yes.

12 Q. And if you do say uh-huh or  
13 uh-uh, I will or maybe the court reporter  
14 will ask you to say is that a yes or a no,  
15 because everybody does it, it's pretty  
16 normal; okay?

17 A. Okay. Sure.

18 Q. One of the other really  
19 important rules is that you let me know if  
20 there is anything about my question that's  
21 unclear; is that okay?

22 A. Sure.

23 Q. The reason why that's important  
24 is like I said, you're under oath, if I ask  
25 you a question and you answer it, the record

1 S. SANGENITI

2 is going to assume and I'm going to assume  
3 that you understood the question you were  
4 answering. So if you have any kind of  
5 concerns or questions about it, please let  
6 me know and I will do my best to try and  
7 rephrase it; okay?

8 A. For you to clarify it?

9 Q. Yeah. That's right. If I ask a  
10 question, just because I'm wearing a tie and  
11 I tell you I'm a lawyer, doesn't mean I can  
12 ask a clear question, sometimes I do,  
13 sometimes I don't.

14 So what I'm asking you is that  
15 if I do ask a question which you believe is  
16 unclear, let me know and I will do my best  
17 to clarify it; okay?

18 A. That's fine.

19 Q. Where are you currently working?

20 A. I currently work for Jamaica  
21 Hospital.

22 Q. What do you do for Jamaica  
23 Hospital?

24 A. I'm an emergency medical  
25 technician.

Page 9

1 S. SANGENITI

2 Q. How long have you worked at  
3 Jamaica Hospital?

4 A. Approximately, since 2008.

5 Q. Have you been an emergency  
6 medical technician at Jamaica Hospital since  
7 2008?

8 A. Yes.

9 Q. Have you had any other forms of  
10 employment since then?

11 A. I have.

12 Q. What?

13 A. I work for the New York City  
14 Fire Department Emergency Medical Service.

15 Q. How often do you work for them?

16 A. Five days a week.

17 Q. What's your position there?

18 A. Emergency medical technician.

19 Q. Do you consider yourself as  
20 being dually employed by Jamaica Hospital  
21 and the fire department?

22 MR. RADOMISLI: Objection to  
23 form. You can answer.

24 MS. PUBLICKER METTHAM:  
25 Objection.



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1 S. SANGENITI

2 A. No. They said that they were  
3 extended period. They were extended. So we  
4 wouldn't wait.

5 Q. So it was going to take too long  
6 for them to arrive?

7 MR. SMITH: Objection to form.

8 A. Yes.

9 MR. PUBLICKER METTHAM: I have  
10 no further questions.

11 EXAMINATION BY

12 MR. LEE:

13 Q. I represent Dr. Isakov. Did you  
14 ever speak to Dr. Isakov about Mr.  
15 Schoolcraft?

16 A. No.

17 Q. Did you ever speak to Dr.  
18 Aldana-Bernier about Mr. Schoolcraft?

19 A. No.

20 Q. Did you speak to any medical  
21 personnel about Officer Schoolcraft?

22 A. No.

23 MR. RADOMISLI: At Jamaica  
24 Hospital?

25 Q. At Jamaica Hospital?

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1 S. SANGENITI

2 A. No.

3 Q. When you went with the patient  
4 to the triage area, did you speak to the  
5 triage nurse about Officer Schoolcraft?

6 A. No, actually.

7 Q. Did you give any instructions to  
8 anyone at the hospital concerning the care  
9 and treatment of Officer Schoolcraft?

10 A. No.

11 Q. What is mask that you mentioned  
12 earlier, the computer terminal?

13 A. Oh, the MDT mask, it's mobile  
14 data terminal. It's when any ambulance  
15 within the 911 system will receive an  
16 assignment, they receive it through the  
17 mobile data terminal.

18 Q. And is that a terminal that's  
19 in the ambulance itself?

20 A. Yes.

21 Q. Is that data recorded someplace?

22 A. Yes.

23 Q. Was that on the sheet -- would  
24 that be on this PCR?

25 A. No.

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1 S. SANGENITI

2 Q. In this case, did the mask tell  
3 you to take the patient to 34?

4 MR. SMITH: Objection to form.

5 A. To the closest 911 receiving  
6 hospital.

7 Q. And that was 34?

8 A. Yes.

9 Q. And did the mask computer tell  
10 you that?

11 MR. SMITH: Objection to form.

12 A. Yes.

13 Q. Mr. Smith asked you some  
14 questions about whether the terminal could  
15 differentiate if it was a psych call or some  
16 other type of call. In this case, do you  
17 know was the mask terminal showing that it  
18 was a psych call or something else?

19 A. No. It would just tell you that  
20 the closest hospital for psych would be 34  
21 or it would tell you the closest speciality  
22 unit would be 77, whichever, whichever  
23 hospital you need to go to, it would  
24 designate for you.

25 Q. In this case, how was it

Page 174

1 S. SANGENITI

2 designated for you?

3 MR. SMITH: Objection to form.

4 A. Just closest 911 receiving for  
5 the general, you know, for general practice.

6 Q. So the general practice hospital  
7 that it told you that the patient should go  
8 to was 34?

9 MR. SMITH: Objection to form.

10 A. Yes.

11 Q. Did anyone at the scene say that  
12 they wanted a psychiatric evaluation for  
13 Schoolcraft?

14 A. No.

15 MR. LEE: That's it. Thank you  
16 very much.

17 EXAMINATION BY

18 MS. MILLER:

19 Q. When you accompanied plaintiff  
20 into Jamaica, did you overhear any  
21 conversations regarding plaintiff between  
22 the medical personnel there?

23 A. No.

24 EXAMINATION BY

25 MR. KRETZ:

CONFIDENTIAL

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1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK

3 -----X  
4 ADRIAN SCHOOLCRAFT,  
5 Plaintiff,

6 Case No:  
7 - against - 10 CV 06005

8 THE CITY OF NEW YORK, ET AL.,  
9 Defendants.

10 -----X  
11 111 Broadway  
12 New York, New York

13 May 29, 2014  
14 10:19 a.m.

15 (CONFIDENTIAL EXCERPT)

16 DEPOSITION OF STEVEN WEISS, pursuant to  
17 Notice, taken at the above place, date and  
18 time, before DENISE ZIVKU, a Notary Public  
19 within and for the State of New York.  
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23 EXAMINATION BY

24 MR. OSTERMAN:

25 Q. Brian Osterman, counsel for the

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516-608-2400

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1 CONFIDENTIAL - S. WEISS

2 hospital.

3 A. Okay.

4 Q. You testified that you never  
5 went to Jamaica Hospital?

6 A. Correct.

7 Q. And you ever directed anyone to  
8 say anything to anyone at Jamaica Hospital?

9 A. No.

10 Q. Are you familiar with Dr.  
11 Isakov?

12 A. No.

13 Q. You ever have any conversations  
14 or contact with Dr. Isakov?

15 A. No.

16 Q. Are you familiar with Dr.  
17 Aldana-Bernier?

18 A. No.

19 Q. Did you ever have any  
20 conversations or contact with Dr.  
21 Aldana-Bernier?

22 A. No.

23 MR. OSTERMAN: I have nothing  
24 further.

25 MR. SHAFFER: Anybody else?

# CERTIFIED TRANSCRIPT

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

ADRIAN SCHOOLCRAFT,  
Plaintiff,

Case No:

- against -

10 CV 06005

THE CITY OF NEW YORK, ET AL.,

Defendants.

-----X

111 Broadway  
New York, New York

June 23, 2014  
10:21 a.m.

CONTINUED DEPOSITION OF KURT DUNCAN,  
pursuant to Notice, taken at the above  
place, date and time, before DENISE ZIVKU, a  
Notary Public within and for the State of  
New York.

VERITEXT REPORTING COMPANY

212-267-6868

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516-608-2400



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(Continued.)